



DEPARTMENT OF COMMERCE

International Trade Administration

[A-570-045]

1-Hydroxyethylidene-1, 1-Diphosphonic Acid from the People’s Republic of China: Final Results of the Expedited First Sunset Review of the Antidumping Duty Order

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The U.S. Department of Commerce (Commerce) finds that revocation of the antidumping duty (AD) order on 1-Hydroxyethylidene-1, 1-Diphosphonic Acid (HEDP) from the People’s Republic of China (China) would be likely to lead to continuation or recurrence of dumping at the levels indicated in the “Final Results of Sunset Review” section of this notice.

DATES: Applicable [Insert date of publication in the *Federal Register*].

FOR FURTHER INFORMATION CONTACT: Rachel Jennings, AD/CVD Operations, Office V, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, DC 20230; telephone: (202) 482-1110.

SUPPLEMENTARY INFORMATION:

Background

On May 18, 2017, Commerce published in the *Federal Register* the *Order* on HEDP from China.¹ On April 1, 2022, Commerce published the notice of initiation of the first sunset review of the *Order*, pursuant to section 751(c) of the Tariff Act of 1930, as amended (the Act).² On April 15, 2022, Commerce received a timely-filed notice of intent to participate in this

¹ See *1-Hydroxyethylidene-1, 1-Diphosphonic Acid from the People’s Republic of China: Amended Final Determination of Sales at Less Than Fair Value, and Antidumping Duty Order*, 82 FR 22807 (May 18, 2017) (*Order*).

² See *Initiation of Five-Year (Sunset) Reviews*, 87 FR 19069 (April 1, 2022) (*Initiation Notice*).

review from Compass Chemical International, LLC (Compass), a domestic interested party, within the deadline specified in 19 CFR 351.218(d)(1)(i).³ Compass claimed interested party status under section 771(9)(C) of the Act as a producer and wholesaler of a domestic like product in the United States.

On May 2, 2022, Commerce received an adequate substantive response to the *Initiation Notice* from the domestic interested party within the 30-day deadline specified in 19 CFR 351.218(d)(3)(i).⁴ We received no substantive responses from any other interested parties. On May 24, 2022, Commerce notified the U.S. International Trade Commission that it did not receive an adequate substantive response from respondent interested parties.⁵ As a result, pursuant to section 751(c)(3)(B) of the Act and 19 CFR 351.218(e)(1)(ii)(C)(2), Commerce conducted an expedited (120-day) sunset review of the *Order*.

Scope of the *Order*

The merchandise covered by the *Order* includes all grades of aqueous acidic (non-neutralized) concentrations of HEDP, also referred to as hydroxyethylidenendiphosphonic acid, hydroxyethanediphosphonic acid, acetodiphosphonic acid, and etidronic acid. The Chemical Abstract Service (CAS) registry number for HEDP is 2809-21-4.

The merchandise subject to the *Order* is currently classified in the Harmonized Tariff Schedule of the United States (HTSUS) at subheading 2931.90.9043. It may also enter under HTSUS subheadings 2811.19.6090, 2811.19.6190, 2931.39.0018, 2931.90.9041, and 2931.90.9051.⁶ While HTSUS subheadings and the CAS registry number are provided for convenience and customs purposes only, the written description of the scope of the *Order* is dispositive.

³ See Compass's Letter, "Notice of Intent to Participate," dated April 15, 2022.

⁴ See Compass's Letter, "Substantive Response to the Notice of Initiation," dated May 2, 2022.

⁵ See Commerce's Letter, "Sunset Reviews Initiated on April 1, 2022," dated May 24, 2022.

⁶ On September 24, 2020, U.S. Customs and Border Protection notified Commerce of additional HTSUS subheadings under which subject merchandise can be entered. Accordingly, the scope of the *Order* now reflects those additional HTSUS subheadings. See Memorandum, "Request from Customs and Border Protection to Update the ACE AD/CVD Case Reference File," dated October 2, 2020.

Analysis of Comments Received

All issues raised in this sunset review are addressed in the accompanying Issues and Decision Memorandum.⁷ A list of topics discussed in the Issues and Decision Memorandum is included as the appendix to this notice. The Issues and Decision Memorandum is a public document and is on file electronically via Enforcement and Compliance's Antidumping and Countervailing Duty Centralized Electronic Service System (ACCESS). ACCESS is available to registered users at <https://access.trade.gov>. In addition, a complete version of the Issues and Decision Memorandum can be accessed directly at <https://access.trade.gov/public/FRNoticesListLayout.aspx/>.

Final Results of Sunset Review

Pursuant to sections 751(c)(1) and 752(c)(1) and (3) of the Act, Commerce determines that revocation of the *Order* would be likely to lead to the continuation of or recurrence of dumping and that the magnitude of the dumping margins likely to prevail would be the weighted-average dumping margins as follows:

Producer	Exporter	Weight-Average Dumping Margin (percent)
Nanjing University of Chemical Technology Changzhou Wujin Water Quality Stabilizer Factory	Nanjing University of Chemical Technology Changzhou Wujin Water Quality Stabilizer Factory and Nantong Uniphos Chemicals Co., Ltd.	67.66
Shandong Taihe Water Treatment Technologies Co., Ltd.	Shandong Taihe Chemicals Co., Ltd	167.58
Henan Qingshuiyuan Technology Co., Ltd	Henan Qingshuiyuan Technology Co., Ltd	90.64
Jianghai Environmental Protection Co., Ltd	Jianghai Environmental Protection Co., Ltd.	90.64
China-Wide Entity		167.58

Administrative Protective Order (APO)

⁷ See Memorandum "Issues and Decision Memorandum for the Final Results of the Expedited First Sunset Review of the Antidumping Duty Order on 1-Hydroxyethylidene-1, 1-Diphosphonic Acid from China," dated concurrently with, and hereby adopted by, this notice (Issues and Decision Memorandum).

This notice serves as the only reminder to interested parties subject to an APO of their responsibility concerning the return or destruction of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a). Timely notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and terms of an APO is a violation which is subject to sanction.

Notification to Interested Parties

We are issuing and publishing these final results and notice in accordance with sections 751(c), 752(c), and 777(i)(1) of the Act and 19 CFR 351.218.

Dated: July 11, 2022.

Lisa W. Wang,
Assistant Secretary
for Enforcement and Compliance.

Appendix

List of Topics Discussed in the Issues and Decision Memorandum

- I. Summary
- II. Background
- III. Scope of the *Order*
- IV. History of the *Order*
- V. Legal Framework
- VI. Discussion of the Issues
 - 1. Likelihood of Continuation or Recurrence of Dumping
 - 2. Magnitude of the Margins Likely to Prevail
- VII. Final Results of Sunset Review
- VIII. Recommendation

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